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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re Capacitors Antitrust Litigation

Case No. 17-md-02801-JD

This document relates to:

Benchmark Electronics, Inc.; Benchmark Electronics Huntsville, Inc.; Benchmark Electronics Manufacturing Solutions (Moorpark), Inc.; Benchmark Electronics Manufacturing Solutions, Inc.; Benchmark Electronics Phoenix, Inc.; Benchmark Electronics Tijuana, S. de R.L. de C.V.; and Benchmark Electronics De Mexico S. de R.L. de C.V., Case No. 17-cv-7047

**STIPULATION AND ~~PROPOSED~~
ORDER OF DISMISSAL**

**STIPULATION AND [PROPOSED] ORDER OF DISMISSAL
17-md-2801-JD**

Plaintiffs Benchmark Electronics, Inc., Benchmark Electronics Huntsville, Inc., Benchmark Electronics Manufacturing Solutions (Moorpark), Inc., Benchmark Electronics Manufacturing Solutions, Inc., Benchmark Electronics Phoenix, Inc., Benchmark Electronics Tijuana, S. de R.L. de C.V. and Benchmark Electronics de Mexico S. de R.L. de C.V., (collectively, "Benchmark") and Defendants ROHM Co., Ltd. and ROHM Semiconductor, U.S.A., LLC (together "ROHM") pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure hereby stipulate to the dismissal of the present action with prejudice and state as follows:

1. Benchmark and ROHM seek the dismissal of this action against ROHM with prejudice.

2. Benchmark and ROHM agree that each party shall bear its own costs and attorneys' fees in connection with these actions.

3. This stipulation does not affect the rights or claims of Benchmark against any other defendant or alleged co-conspirator in this litigation.

WHEREFORE, the parties respectfully request that this Court issue an Order of Dismissal against ROHM only.

IT IS SO STIPULATED

Dated: June 27, 2019

/s/ Scott N. Wagner

Robert W. Turken (admitted *pro hac vice*)
 Scott N. Wagner (admitted *pro hac vice*)
 Lori P. Lustrin (admitted *pro hac vice*)
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 ROHM Semiconductor U.S.A., LLC*

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2 *Counsel for Benchmark*

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5 **ECF ATTESTATION**

6 I, Scott N. Wagner, an ECF User whose ID and Password are being used to file
7 STIPULATION AND [PROPOSED] ORDER OF DISMISSAL.

8 In compliance with Civil Local Rule 5-1, I hereby attest that counsel for has concurred in
9 this filing.

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11 DATED: June 27, 2019

12 By: /s/ Scott N. Wagner
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1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 Dated: July 18, 2019

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UNITED STATES DISTRICT JUDGE